

REMARKS/ARGUMENTS

The examiner has allowed claims 1 through 12. The examiner has further acknowledged that claims 14, 16, and 17 are directed to allowable subject matter and would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Claim 13 has been amended to more accurately define the invention claimed.

Siegel (US Patent No. 1,524,635) discloses a fountain pen provided with a water reservoir and a concentrated color liquid connected with a passage between them. The passage is “normally closed” by a pin valve 16, the conical end of which enters the passage 13, which is held in “operative position” by a screw plug 17. (Lines 52-54 and 58-60)

Bixby (US Patent No. 1,109,033) discloses another design also for a fountain pen.

The embodiment of applicant’s invention in claim 13 is a shock resistant applicator for non-evaporative liquid comprising an elongated tubular housing sealed on one end enclosing a first liquid near the sealed end and a second liquid. The elongated tubular housing has a smaller diameter, which is normally open and unrestricted in the operative position, near the interface between the first liquid and the second liquid with an opening means near the sealed end to release the enclosed liquids through the other open end of the elongated tubular housing. A shock resistant plug is further disposed near the open end of the elongated tubular housing and defining a small through hole from the liquid to the open end of the elongated tubular housing. The liquids may be released out of the elongated tubular housing by allowing air to enter the elongated tubular housing through the opening means.

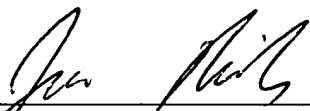
Application No.: 10/654,799
Amendment dated: June 1, 2005
Reply to Office Action of: March 10, 2005

Applicant's invention is much simpler in construction than Siegel and has much fewer elements. Furthermore, Siegel teaches that the passage between the two reservoirs must remain closed by a pin valve during operation, which teaches away from applicant's invention.

Applicant's invention does not use any pin valve. Furthermore, in applicant's invention, the reduced section in the elongated tubular housing is normally open and unrestricted during operation. No pin valve or obstruction is necessary or desired in applicant's invention.

Applicant hereby submits that the claim rejections under 35 U.S.C. 112, §102(b), and §103 have all been overcome. Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

Respectfully submitted,

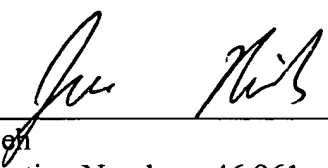


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